



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

1 Amelia Massoumi aka Amelia Arellano Noriega Case No. 0232459

Atty Capata, Julian Eli (for Executor Anna M. Noriega)

Atty Moore, Susan L. (for Petitioner Maria J. Noriega de Torres)

Petition for Order Directing Personal Representative to Act; Alternatively to Appoint
the Public Administrator to Administer the Estate [Prob. C. 9613]

DOD: 8/2/1978		NEEDS/PROBLEMS/COMMENTS: <u>Continued to 6/12/12</u> at the request of the attorney. <u>Note:</u> This estate was opened in 1978. Letters issued 9/19/1978. There was no activity in this estate until September 2009 when Attorney Eli Capata substituted in as attorney of record. In November of 2009 the inventory and appraisal was filed showing the value of the estate (on the date of death) as \$40,000.00 (all real property).
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
Reviewed by: KT		
Reviewed on: 5/9/12		
Updates:		
Recommendation:		
File 1 - Massoumi		

Status Re: Next Account

Age:		NEEDS/PROBLEMS/COMMENTS: <u>OFF CALENDAR.</u> Final account approved on 10/31/11.
DOD:		
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input type="checkbox"/>	Notice of Hrg	
<input type="checkbox"/>	Aff.Mail	
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<input type="checkbox"/>	Pers.Serv.	
<input type="checkbox"/>	Conf. Screen	
<input type="checkbox"/>	Letters	
<input type="checkbox"/>	Duties/Supp	
<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
<input type="checkbox"/>	9202	
<input type="checkbox"/>	Order	
<input type="checkbox"/>	Aff. Posting	
<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	
		Reviewed by: KT Reviewed on: 5/10/12 Updates: Recommendation: File 2 - Thompson

**Amended Petition for Appointment of Probate Conservator of the Person
(Prob. C. 1820, 182, 2680-2682)**

Age: 43	<p>THU RYAN, Sister, is Petitioner and requests appointment as Successor Conservator of the Person with medical consent powers.</p> <p>NA LANDSEADAL, Sister, was appointed Conservator of the Person with medical consent powers on 11-1-96.</p> <p>Voting rights affected (previously addressed).</p> <p>Petitioner refers to a Capacity Declaration filed 10-29-96 in connection with the previous appointment.</p> <p>Petitioner states there is presently a conservatorship.</p> <p>Resignation of Conservator Na Landseadal was filed 3-21-12.</p> <p>Court Investigator Julie Negrete filed a report on 4-23-12.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Court Investigator advised rights on 4-10-12.</u></p>	
DOB: 8-12-68			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail			W
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
✓ Video Receipt			
✓ CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Reviewed by: skc
Reviewed on: 5-9-12
Updates:
Recommendation:
File 3A - Miller

(1) Tenth Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney

Age: 44 years DOB: 9/14/1967		PUBLIC GUARDIAN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 11/1/10 – 10/31/11	
Cont. from 040912		Accounting - \$1,739,040.97	
	Aff.Sub.Wit.	Beginning POH- \$1,656,960.48	
✓	Verified	Ending POH- \$1,577,110.15	
	Inventory		
	PTC	Conservator - \$5,738.20	
	Not.Cred.	(27.75 Deputy hours @ \$96/hr and 40.45 Staff hours @ \$76/hr)	
✓	Notice of Hrg	Attorney - \$1,000.00 (per Local Rule)	
✓	Aff.Mail		
	Aff.Pub.	Bond fee - \$4,120.78	
	Sp.Ntc.	(o.k.)	
	Pers.Serv.		
	Conf. Screen	Petitioner prays for an Order:	
	Letters	1. Approving, allowing and settling the Tenth account.	
	Duties/Supp	2. Authorizing the conservator and attorney fees and commissions	
	Objections	3. Payment of the bond fee	
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: KT	
		Reviewed on: 5/10/12	
		Updates:	
		Recommendation:	
		File 4 - Lopez	

Petition for Termination of Guardian

Age: 20 years DOB: 8/7/1991	MARI ANN RUCCHIUTI , mother/guardian, is petitioner. Father: Not listed (deceased) Paternal grandfather: Deceased Paternal grandmother: Audra Underwood – served on 4/11/12 Maternal grandfather: Deceased Maternal grandmother: Frances Ricchiuti – personally served on 4/11/12 Danielle Ricchiuti (ward) <i>consents and waives notice.</i> Petitioner states the minor has attained the age of majority. The guardianship was established to enable the guardian to participate in litigation involving the minor's deceased father. The litigation was resolved after the minor became an adult, so the guardianship estate never had any assets.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 041012		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
✓ Notice of Hrg		
✓ Aff.Mail		
W/		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Reviewed by: KT
Reviewed on: 5/10/12
Updates:
Recommendation:
File 5 - Ricchiuti

Spousal Property Petition (Prob. C. 13650)

DOD: 6/3/2011		GALINA MANOU , surviving spouse through her power of attorney Diane Rose Sirabian, is petitioner.	NEEDS/PROBLEMS/COMMENTS:	
Cont. from				
	Aff.Sub.Wit.			Probate proceedings pending.
✓	Verified			
	Inventory			
	PTC			Decedent died intestate.
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/	Petitioner states an undivided 9/10 th interest in real property is the community property of the decedent and the surviving spouse pursuant to Court order dated 3/27/12.	
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report	Petitioner requests court confirmation that 1/2 interest in 9/10 th of the real property located in Fresno County belongs to her and that 1/2 interest passes to her.		
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
Reviewed by: KT				
Reviewed on: 5/10/12				
Updates:				
Recommendation: SUBMITTED				
File 7 - Manou				

Petition for Appointment of Probate Conservator of the Person and Estate (Prob. C. 1820, 1821, 2680-2682)

Age: 19		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
DOB: 7-2-92			
		PATSY ZUNIGA , Mother, is Petitioner and requests appointment as Conservator of the Person and Estate without bond.	<u>Court Investigator advised rights on 2-15-12.</u>
Cont. from 030612		Estimated Value of Estate: <i>Unknown</i>	<u>Voting rights affected-Need minute order.</u>
	Aff.Sub.Wit.	Voting Rights affected	<u>Continued from 3-6-12.</u>
✓	Verified X		
	Inventory	A <u>copy</u> of a Capacity Declaration was filed 1-24-12.	<u>Minute Order 3-6-12: Examiner notes are provided to counsel. The Court denies the Petition for Appointment of Conservator of the Estate and continues the Petition for Appointment of Conservator of the Person to 5/15/12. The Court orders that a court investigator contact all the parties for purposes of determining suitability.</u>
	PTC		
	Not.Cred.	Petitioner states the proposed conservatee was born with Down Syndrome and is unable to provide for her own physical health, clothing or shelter. She is unaware of the costs of shelter or food and does not have capacity to seek medical attention if needed. The paternal grandparents have been caring for her since she was two months old, but are now “getting up in years” and it is increasingly difficult for them to care for her.	<u>Note: Petitioner resides in Modesto, CA. The proposed conservatee (Krishna) resides in Fresno with her paternal grandparents, Eddie and Linda Galaviz, who were formerly her legal guardians in Case #0522953.</u>
✓	Notice of Hrg		
✓	Aff.Mail W	Petitioner requests appointment as Conservator of the Estate without bond because she is a full time student and lacks the funds to post bond. Specifically, Petitioner requests the ability to administer any and all financial obligations and/or accounts in regards to the proposed conservatee’s assets and debt, and for care, custody and control of all real property, if any, including the right to sell, convey, or transfer, or maintenance/collection of rents on rental property, if any.	<u>As of 5-9-12, nothing further has been filed. The following issues remain:</u>
	Aff.Pub.		
	Sp.Ntc.	Petitioner states that although the proposed conservatee currently resides in Fresno, it would be in her best interest to reside in Stanislaus County. Petitioner is ready and able to provide adequate living arrangements. Petitioner states that when they see each other, the proposed conservatee begs to come home with Petitioner. Petitioner attached copies numerous letters in support of the petition from friends and family.	<u>SEE PAGE 2</u>
✓	Pers.Serv. W		
✓	Conf. Screen	Court Investigator Samantha Henson filed a report on 2-29-12.	Reviewed by: skc
✓	Letters		
✓	Duties/Supp	Reviewed on: 5-9-12	Updates:
	Objections		
✓	Video Receipt	Recommendation:	File 8A - Galaviz
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
✓	Citation		
	FTB Notice		

NEEDS/PROBLEMS/COMMENTS (Continued):

1. Attorney Ben Roberts did not sign the Petition.
2. If Petitioner is seeking medical consent powers, need original Capacity Declaration.

Note: Petitioner does not request medical consent powers at 1.g. of the Petition. Petitioner states the original Capacity Declaration was filed in Stanislaus County and provides a copy; however, this Court may require an original.

If requested, the Court may also require amended petition and service on all parties of the additional request for medical consent powers.

3. Notice of Hearing filed 2-8-12 indicates the paternal grandparents (with whom Krishna resides) were served together rather than individually per Cal. Rule of Court 7.51(a)(1). The Court may require amended service.
4. Need proof of service of Notice of Hearing with a copy of the Petition at least 30 days prior to the hearing on the Regional Center pursuant to Probate Code §1822(e).

			<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Continued from 3-6-12</u></p> <p>CONFIDENTIAL</p>
Cont. from 030612			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<p>Reviewed by: skc</p> <p>Reviewed on: 5-9-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 8B – Galaviz</p>

8B

Petition for Order Transferring Title to Real Property to Trust (Prob. C. 850, 17200)

		STEVEN WALDO and CAROLYN K. LARSEN , Co-Trustee's, are Petitioners. Petitioners state:	NEEDS/PROBLEMS /COMMENTS: CONTINUED FROM 04/09/12
Cont. from 040912		<ol style="list-style-type: none"> The SALLY S. KIMBLE TRUST was established by a revocable and amendable Declaration of Trust dated September 27, 2000 and was Amended and Restated on November 17, 2005, and further Amended on February 28, 2008 (the "Trust") by SALLY S. KIMBLE, ("Decedent" and/or "Settlor"), the Trustor and Trustee. Decedent died on August 19, 2011 a resident of Fresno County. Upon Decedent's death, the Trust became irrevocable. Decedent resigned as Trustee and Petitioners became Successor Co-Trustees on September 4, 2008. Petitioners are currently acting as successor trustees of the Trust. Petitioners and Wendy W. Harmstead are all the remainder beneficiaries of the Trust. On February 28, 2008, Decedent executed a will that leaves the residue of her estate to the Trust. Petitioners are nominated as Co-Executors of the will but no probate has been filed because all of Decedent's property is being administered by the Trust. Decedent executed the Restated Trust and Schedule A, Inventory & Assets of the Trust on November 17, 2005, which included on Schedule A – Personal Residence located at 3230 W. Alluvial, Fresno, CA 93711. The Trust, in Section 1.02 identifies the "Trust Estate" as "All property described in the attached Schedule A....." The First Amendment to the Trust dated February 28, 2008, executed concurrent with her will, contains the following language regarding Decedent's home: The primary asset contributed to the Trust is Settlor's home. Approximately two-thirds (2/3) of the funds used to purchase Settlor's homes since the death of Joseph C. Kimble, Carolyn K. Larsen's father, were obtained by Settlor from the Joseph C. Kimble Testamentary Trust established primarily for Settlor and Carolyn K. Larsen's benefit following Joseph C. Kimble's death in 1972. For that reason, at Settlor's death, a two-thirds (2/3) interest in the home held in the Trust shall pass, in substance, as called for under the terms of the Joseph C. Kimble Testamentary Trust, and more specifically, to the remainder beneficiary of that trust, to Carolyn K. Larsen. 	Reviewed by: JF Reviewed on: 05/10/12 Updates: Recommendation: File 9 - Kimble
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
✓ Notice of Hrg			
✓ Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			

Continued on Page 2

Further, the Amendment replaced section 5.02 of the Trust in its entirety with the following:

Section 5.02 Distribution of Remainder. Upon the death of the Settlor, the Trustee shall first distribute the sum of \$10,000.00 to each living child of the children of Settlor and shall distribute an undivided two-thirds (2/3) interest in the Home held, in trust, to Carolyn Kimble Larsen, or to her children by right of representation, should she fail to survive trust termination....."

9. Settlor's home, or any proceeds from the sale of the home, were to be included as a trust asset based on the wording of Section 1.02, the original Schedule A to the Trust, as well as the language in the First Amendment to the Trust executed February 28, 2008.
10. Settlor's personal residence at 3230 W. Alluvial was sold in 2005. On December 30, 2005, the proceeds from the sale were used to purchase a replacement residence located at 2170 W. Via Cipressi, Fresno, CA. However, Decedent mistakenly took title to 2170 W. Via Cipressi in her individual name and never formally deeded the property in the name of the Trust.
11. Decedent intended all of her property, including but not limited to, her interest in the Via Cipressi property to be treated as assets of the Trust. An instruction from the Court that Decedent's interest in certain real property held in Decedent's name at the time of her death constitutes an asset of the Trust is needed so that Petitioners, as Trustees, can carry out the various fiduciary responsibilities placed upon them by Decedent without creating uncertainty with respect to the 2170 W. Via Cipressi property.

Petitioners pray for an Order that:

1. Real property located at 2170 W. Via Cipressi, Fresno, CA 93711 is an asset of the Sally S. Kimble Trust, dated September 27, 2000;
2. Record of title to said real property is transferred from Sally S. Kimble to Carolyn K. Larsen and Steven Waldo as Co-Trustees of the Sally S. Kimble Trust, dated September 27, 2000.